JAN 0 3 2002
PATENT & TRADEMARK OFFICE

ATTACH #3

Practitioner's Docket No. 019603-002861 *PATENT*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Maureen R. Hanson and Carol Hamilton
Serial No.: Not yet assigned (Prov. Appl. No. 60/241,688)Group No.: Not yet assigned
Filed: To be assigned (October 19, 2000)Examiner: Not yet assigned
For: BINARY BAC VECTOR AND USES THEREOF

CERTIFICATE OF MAILING (37 C.F.R. SECTION 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the united States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

November 20, 2001
Date

Nicole M. Gignac
(type or print name of person mailing paper)

Signature of person mailing paper

Assistant Commissioner for Patents
Washington D.C. 20231

PRELIMINARY AMENDMENT TRANSMITTAL

1. Transmitted herewith is a preliminary amendment for this application.

STATUS

2. [X] Applicant asserts Small Entity status pursuant to (37 C.F.R. 172).
[] Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. Section 1.136 apply.

(complete (a) or (b), as applicable)

(a) [] Applicant petitions for an extension of time under 37 C.F.R. Section 1.136 (fees: 37 C.F.R. Section 1.17(a)(1)-(4)) for the total number of months checked below:

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	Extension (months)	Fee for other than small entity	Fee for small entity
[]	one month	$ 110.00	$ 55.00
[]	two months	$ 400.00	$ 200.00
[]	three months	$ 920.00	$ 460.00
[]	four months	$ 1,440.00	$ 720.00

Fee: $_____

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

[] An extension for _____months has already been secured. The fee paid therefor of $_____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request $_____

OR

(b) [X] Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. Section 1.16(b)-(d)) has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	OR	Other Than A Small Entity	Addit. Fee
Total:		Minus		= 0	x $9 =			x $18 = 0	$ 0.00
Indep.:		Minus		= 0	x $42 =			x $84 = 0	$ 0.00
[] First Presentation of Multiple Dependent Claim					+ $140			+280 = 0	$ 0.00
				Total Addit. Fee = $			OR	Total Addit. Fee = $	

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(complete (c) or (d), as applicable)

(c) [X] No additional fee for claims is required.

OR

(d) [] Total additional fee for claims required $ _____.

FEE PAYMENT

5. [] Attached is a check in the sum of $ _____.
[] Charge Account No. _____the sum of $ _____.
A duplicate of this transmittal is attached.

FEE DEFICIENCY

6. [X] If any additional extension and/or fee is required, charge Account No. 50-0850.

AND/OR

[] If any additional fee for claims is required, charge Account No. 50-0850.

Date: November 19, 2001

Respectfully submitted,

Customer No.: 26770

David S. Resnick (Reg. No. 34,235)
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Petitioner's Docket No. 019603-002861 *PATENT*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Maureen R. Hanson and Carol Hamilton
Serial No.: Not yet assigned (Prov. Appl. No. 60/241,688) Group No.: Not yet assigned 09976687
Filed: To be assigned (October 19, 2000) Examiner: Not yet assigned
For: BINARY BAC VECTOR AND USES THEREOF

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a) and 1.10)

I hereby certify that this correspondence:

1. Preliminary Amendment Transmittal – 3 pgs;
2. Preliminary Amendment (Gov. Support) – 3 pgs;
3. Return Receipt Postcard;

is on the date shown below being:

MAILING

X deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

transmitted by facsimile to the Patent and Trademark Office.

Signature

Date: November 20, 2001

Nicole M. Gignac
(*type or print name of person certifying*)

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Signature of person mailing paper

Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Please amend the application as follows:

IN THE SPECIFICATION:

Please replace the second paragraph on page 1 under the Government Support heading as follows:

[001] The subject matter of this application was made with support from the United States Government (National Science Foundation Plant Science Center Grant No. DBI-20687).

A2